

PRESS RELEASE

FOR IMMEDIATE RELEASE
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For Information Contact Public Affairs
HARRIET BERNICK
Telephone: (602) 514-7736
Pager: (602) 356-0004

Man Convicted For Aggravated Assault of Two Border Patrol Agents

PHOENIX, ARIZONA -- The United States Attorney's Office for the District of Arizona announced that on May 14, 2003, Delson Francis Sam, DOB 07/27/63, of the Tohono O'odham Nation, was found guilty of two counts of Aggravated Assault, Using a Deadly Weapon or Deadly Instrument on Border Patrol Agents Tully Hizer II and Crisantos Rivera, by a federal jury at Tucson, Arizona.

The evidence at trial showed that on October 7, 2002, Border Patrol Agents Hizer and Rivera, driving a fully marked border patrol vehicle in the area of Federal Route 15 were attempting to pass the defendant's pickup truck, so they could investigate another vehicle, when the defendant, on two separate occasions, intentionally and violently swerved his truck into the Border Patrol Agents lane, forcing them off the road.

The case was tried before United States District Court Judge John M. Roll on May 12, 2003 and May 13, 2003. A conviction for Aggravated Assault, Dangerous Nature carries a maximum penalty of 20 years, a \$ 250,000 fine or both. The sentencing is set before Judge John M. Roll on August on August 6, 2003. The defendant is currently in the custody of the Bureau of Prisons.

(MORE)

The investigation leading to the guilty verdict was conducted by the United States Border Patrol.

The prosecution is being handled by Beverly K. Anderson, Assistant United States Attorney, District of Arizona, Tucson, Arizona.

CASE NUMBER: CR-02 1769 TUC(JMR)

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